

*FILED*  
U.S. DISTRICT COURT  
SAVANNAH DIV.

UNITED STATES DISTRICT COURT  
for the  
Southern District of Georgia  
Savannah Division

2015 NOV -2 PM 4:52

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SO. DIST. OF GA.

United States of America )  
v. )  
Virgil Jawan Smith ) Case No: 4:04-CR-00175-1  
Date of Original Judgment: March 28, 2005 ) USM No: 12106-021  
Date of Previous Amended Judgment: N/A ) Peter D. Muller  
(Use Date of Last Amended Judgment, if any) ) Defendant's Attorney

**Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)**

Upon motion of  the defendant  the Director of the Bureau of Prisons  the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG § 1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

DENIED.  GRANTED and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of \_\_\_\_\_ months is reduced to \_\_\_\_\_.

*(Complete Parts I and II of Page 2 when motion is granted)*

Except as otherwise provided above, all provisions of the judgment dated March 28, 2005, shall remain in effect.

**IT IS SO ORDERED.**

Order Date: Nov. 2, 2015

  
*William T. Moore, Jr.*  
Judge's signature

Effective Date: \_\_\_\_\_  
(if different from order date)

William T. Moore, Jr.  
Judge, U.S. District Court  
Southern District of Georgia

*Printed name and title*